IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.9720 of 2004

Abdul Shakoor Muzaffar Ghansar..Petitioner

Versus

The Sarpanch, Group Gram Panchayat
& Ors.....Respondents

Mr.H.A. Solkar for the petitioner
Ms. M.P. Thakur, AGP for Respondent Nos. 1 to 4.

**CORAM: F.I. REBELLO &**
**DR. D.Y.CHANDRACHUD, JJ.**
**DATE :** 3rd February,2006

P.C.:

. Considering the limited nature of the relief the petition can be disposed off at this stage without notice to the respondents. It is the grievance of the petitioner that the respondent No.5 has put up illegal construction and the respondent Nos. 1 to 3 have failed to take any action. Considering that controversy respondent No.1 is directed to take steps in the matter of the complaint by the petitioner after hearing respondent NO.5 and thereafter pass appropriate orders according to law at any rate not later than sixteen weeks from the copy of this order being served on the respondent No.1.

2. If the respondent No.1 fails to comply with the directions the respondent Nos. 2 and 3 are directed to take steps under the provisions of the Bombay Village Panchayat Act

including removal of respondent No.1 for failure to do his duty. With the above directions petition stands disposed of. We make it clear that we have not decided the merits of the matter and leave it open for decision by the respondents 1 to 3.

**(F.I.REBELLO, J.)**

**(DR. D.Y.CHANDRACHUD, J.)**